

Docket No.
461391/0029
SBP:CEC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: **Joel William Olney**

Group Art Unit: **Not Yet Known**

Application No: **Continuation of 09/929,910** Examiner: **Not Yet Known**

Filed: **Concurrently Herewith**

For: **SUNGLASSES WITH REMOVABLE SEALING MEMBER**

Date: October 23, 2003

Mail Stop Patent Application

Commissioner for Patents

PO Box 1450

Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO 1449.

The cited references constitute the art of record from parent application no. 09/929,910, the priority of which has been claimed under 35 U.S.C. § 120. It is understood that, pursuant to M.P.E.P. § 609(I)(A)(2), such art will be considered by the Examiner.

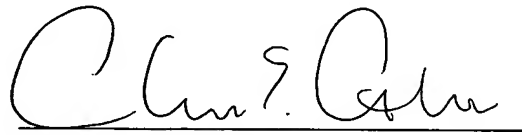
For the Examiner's convenience, Applicants enclose a suitable List of References Cited form (PTO 1449) identifying all of these references. In accordance with 37 C.F.R. § 1.98(d), copies of the cited references have not been provided. It is respectfully requested that the Examiner confirm that such references have been considered by initialing the appropriate portions of the List of References Cited and returning a copy of that form to the undersigned.

Should the Examiner prefer to have copies of the cited art, Applicants will be promptly provide those references upon the Examiner's request.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO 1449 be returned indicating that such information has been considered.

Favorable consideration and prompt allowance of this application is respectfully requested. In the event that there are any questions, or should additional information be required, please do not hesitate to contact applicant's attorney at the number listed below.

Respectfully submitted,

Handwritten signature of Steven B. Pokotilow in cursive script.

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(2)

FORM PTO 1449 (modified) U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE LIST OF REFERENCES CITED BY APPLICANT(S) (Use several sheets if necessary)				ATTY DOCKET NO. 461391/00		APPLICATION NO. Not Yet Known	
				APPLICANT Joel William Olney			
				FILING DATE October 23, 2003		GROUP	

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		6,233,342	15 May 2001	Fernandez	381	62	29 June 2000
		6,067,196	June 2000	Masumoto	2	436	
		6,062,688	16 May 2000	Vinas, Joseph F.	351	47	4 Aug 1998
		6,050,684	April 2000	Mage	351	62	28 Jan 1999
		D 428,913	1 Aug 2000.	Kopfer	D16	326	24 Nov 1999
		D 402,681	15 Dec 1998	MacWilliamson	D16	327	22 Jul 1997
		5,802,622	Sept 1998	Baharad et al.	2	436	29 Apr 1997
		5,428,411	27 Jun 1995	Kopfer	351	62	8 Jan 1993

FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO/ OR ABSTRACT
		JP 4-75019	March 1992	Japan			
		56-133716	20 Oct 1981	Japan (English Abstract)			
		2,130,907	10 Nov 1972	France			
		364,970	16 Feb 1931	United Kingdom			
		127,410	30 May 1918	United Kingdom			

OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)		

EXAMINER	DATE CONSIDERED
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		D 339,596	21 Sep 1993	Kopfer	D16	102	25 June 1991
		5,191,364	2 Mar 1993	Kopfer	351	62	23 Oct 1990
		5,018,223	28 May 1991	Dawson et al.	2	436	7 May 1990
		4,955,708	11 Sep 1990	Kahaney	351	44	20 Apr 1989
		4,877,320	31 Oct 1989	Holden	351	44	3 Oct 1988
		4,792,221	20 Dec 1988	Parks et al.	351	120	25 Jan 1988
		4,785,481	22 Nov 1988	Palmer 111, et al.	2	436	3 Aug 1987
		D295,533	3 May 1988	Wichers	D16	102	16 Jun 1986

FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO/ OR ABSTRACT
		324,973	4 Oct 1902	France			
		321,010	31 Jul 1902	France			

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		4,741,611	3 May 1988	Burns	351	44	27 Jan 1986
		D293,504	5 Jan 1988	Specht et al.	D16	107	7 Jun 1984
		4,707,863	24 Nov 1987	McNeal	2	436	19 Feb 1986
		4,654,899	7 Apr 1987	Harris	2	436	19 Feb 1986
		4,544,245	1 Oct 1985	Stansbury, Jr.	351	120	16 Jul 1979
		4,468,819	4 Sep 1984	Ohno	351	43	9 Sep 1981
		4,414,693	15 Nov 1983	Brody	2	435	4 May 1981
		4,405,212	20 Sep 1983	Cooper	351	43	8 Dec 1980
FOREIGN PATENT DOCUMENTS							
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		4,264,987	5 May 1981	Runckel	2	14	1 Aug 1979
		3,591,864	13 Jul 1971	Allsop	2	14	27 May 1969
		3,556,644	19 Jan 1971	Stahl	351	118	5 Dec 1967
		3,419,909	7 Jan 1969	Spain	2	174	16 Aug 1966
		3,377,626	16 Apr 1968	Smith	2	14	1 Apr 1966
		2,846,684	12 Aug 1958	Hill	2	14	15 Dec 1952
		2,608,687	2 Sep 1952	Ellis	2	14	2 Jan 1948
		2,526,181	17 Oct 1950	Wilén	2	14	18 Nov 1947

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		2,466,048	27 Jul 1948	Kimball	2	14	20 Jul 1945
		2,387,821	30 Oct 1945	Baratelli et al.	2	14	14 Dec 1942
		2,364,584	5 Dec 1944	Malcom	2	14	22 Nov 1941
		2,321,159	8 Jun 1943	Ryan	88	41	8 Jan 1940
		2,026,435	31 Dec 1935	Ratti	2	14	2 Feb 1933
		2,007,186	9 Jul 1935	Farrell	2	14	15 May 1933
		2,002,543	28 May 1935	Meyrowitz	2	14	15 Jan 1930
		1,989,876	5 Feb 1935	Meyrowitz	2	14	23 Mar 1933

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		1,936,746	28 Nov 1933	Baker	2	14	18 Oct 1927
		1,853,872	12 Apr 1932	Meyrowitz	2	14	10 Nov 1928
		1,846,679	23 Feb 1932	Fischer			29 Sep 1928
		1,754,694	15 Apr 1930	Neuwirth			28 Jun 1929
		1,741,427	31 Dec 1929	Meyrowitz			10 Mar 1927
		1,720,814	16 Jul 1929	Baker			21 Feb 1928
		1,677,747	17 Jul 1928	Cook			1 Nov 1924
		1,669,229	8 May 1928	Cook			5 Nov 1926
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		1,562,350	17 Nov 1925	Luckey			15 Jul 1922
		1,478,818	25 Dec 1923	Cover			13 Feb 1922
		1,433,676	31 Oct 1922	Cover			13 Feb 1922
		1,031,859	9 Jul 1912	Malcom			21 Oct 1907
		12,924	2 Mar 1909	Cover			5 Nov 1908

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